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December 5, 2014

VIA FACSIMILE (914) 390-4278

Honorable Cathy Seibel
United States District Judge
The Hon. Charles L. Brieant Jr.
Federal Building and United States Courthouse
300 Quarropas Street
White Plains, New York 10601-4150

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Re: Marchisi v. Goldberg, et al. (No. 7:14-cv-04553) (CS)

Dear Judge Seibel:

This firm represents defendant Speedway Motorsports Inc. ("SMI") in the above-captioned action, in which a pre-motion conference is scheduled for Tuesday, December 9, 2014 at 2:30 p.m. SMI and plaintiff have reached a tentative settlement, which we hope to have documented -- and a stipulation of dismissal filed -- in the next few days. Accordingly, with plaintiff's counsel's consent, we respectfully request that the pre-motion conference be taken off the calendar.

Respectfully yours,

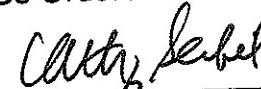


Tom J. Ferber

cc: Bobby Kasolas, Esq.

Conference adjourned without date.
Parties to advise the Court if
dismissal not filed within 30 days.

So Ordered.


Cathy Seibel, U.S.D.J.

Dated: 12/8/14

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FACSIMILE

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To: Honorable Cathy Seibel **Fax:** (914) 390-4278
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